

**AMENDMENT TO THE COMMITTEE PRINT FOR
H.R. 908**

OFFERED BY M.R. BUTTERFIELD

After section 2, insert the following new section (and
redesignate accordingly):

1 SEC. 3. WHISTLEBLOWER PROTECTION.

2 Section 550 of the Department of Homeland Security
3 Appropriations Act, 2007 (Public Law 109-295; 6 U.S.C.
4 121 note) is amended by adding at the end the following:

5 “(i)(1) No owner or operator of a chemical facility
6 subject to the regulations issued under subsection (a), for-
7 profit or not-for-profit corporation, association, or any
8 contractor, subcontractor, or agent thereof, may discharge
9 any employee or otherwise discriminate against any em-
10 ployee with respect to the employee’s compensation, terms,
11 conditions, or other privileges of employment because the
12 employee (or any person acting pursuant to a request of
13 the employee)—

14 “(A) notified the Secretary, the owner or oper-
15 ator of a chemical facility subject to the regulations
16 issued under subsection (a), or the employee’s em-
17 ployer of an alleged violation of this section, includ-
18 ing notification of such an alleged violation through

1 “(A) in the case of a petition for review under
2 subsection (d)(4) of such section, a party may file
3 such review not later than 90 days after receiving a
4 written final determination by the Secretary of
5 Labor; and

6 “(B) in the application of subsection (f) of such
7 section to an action brought under this paragraph,
8 the term ‘railroad carrier’ shall be deemed to mean
9 the employer alleged to be in violation of this sub-
10 section.”.

